

(ORDER LIST: 533 U.S.)

MONDAY, JUNE 25, 2001

**CERTIORARI -- SUMMARY DISPOSITION**

00-1279 HOUSEHOLD INT'L TAX PLAN V. MATZ, ROBERT J.

The petition for a writ of certiorari is granted.

The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *United States v. Mead Corp.*, 533 U.S. \_\_\_\_ (2001).

00-1456 COFFEY, SEAN V. McNAIR, VICTOR R., ET AL.

The petition for a writ of certiorari is granted.

The judgment is vacated and the case is remanded to the United States Court of Appeals for the Seventh Circuit for further consideration in light of *Saucier v. Katz*, 533 U.S. \_\_\_\_ (2001).

**ORDERS IN PENDING CASES**

00M97 OWENS, TARUS D. V. UNITED STATES

The motion to direct the Clerk to file a petition for a writ of certiorari out-of-time is denied.

00M98 HANES, OKHOO V. UNITED STATES

The motion to direct the Clerk to file a petition for a writ of certiorari out-of-time under Rule 14.5 is denied.

131, ORIG. SE INTERSTATE LOW-LEVEL RADIOACTIVE WASTE V. NORTH CAROLINA

The motion for leave to file a bill of complaint is denied.

00-1471 KY ASSN. OF HEALTH PLANS V. MILLER, KY COMM'R OF INS.

The Solicitor General is invited to file a brief in this case expressing the views of the United States.

00-1671 IN RE JOHN KOJO MENSAH  
(00A1057)

The application for a preliminary injunction and other relief addressed to Justice O'Connor and referred to the Court is denied.

00-8554 BROWN, QUINSHELA V. CHICAGO TRANSIT AUTH.

The motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* is denied.

00-9285 MICKENS, WALTER V. TAYLOR, WARDEN

The motion for appointment of counsel is granted and it is ordered that Robert J. Wagner, Esquire, of Richmond, Virginia, is appointed to serve as counsel for the petitioner in this case.

00-9545 SWOYER, THOMAS C. V. KERCHER, MR., ET AL.

00-9551 SWOYER, THOMAS C. V. MERCHANTS BANK

00-9554 SWOYER, THOMAS C. V. REED, JEAN

00-9713 RADIC, RADOMIR V. FLAXMAN, KENNETH N.

The motions of petitioners for leave to proceed *in forma pauperis* are denied. Petitioners are allowed until July 16, 2001, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in

compliance with Rule 33.1 of the Rules of this Court.

**CERTIORARI GRANTED**

00-1073 OWASSO INDEP. SCH. DIST. V. FALVO, KRISTJA, ETC., ET AL.

00-1614 NATL. RR PASSENGER CORP. V. MORGAN, ABNER

The petitions for writs of certiorari are granted.

00-952 WI DEPT. OF HEALTH & FAMILY V. BLUMER, IRENE

The motion of respondent for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted.

00-1072 EDELMAN, LEONARD V. LYNCHBURG COLLEGE

The petition for a writ of certiorari is granted limited to Question 1 presented by the petition.

00-1531 ) VERIZON MARYLAND INC. V. PUBLIC SERVICE COMM'N OF MD

00-1711 ) UNITED STATES V. PUBLIC SERVICE COMM'N OF MD

The petitions for writs of certiorari are granted limited to Question 2 presented by each petition. The cases are consolidated and a total of one hour is allotted for oral argument. The cases are set for oral argument in tandem with No. 00-878, *Mathias v. Worldcom Technologies*. Justice O'Connor took no part in the consideration or decision of these petitions.

00-6029 RAGSDALE, TRACY V. WOLVERINE WORLDWIDE, INC.

The motion of petitioner for leave to proceed *in forma pauperis* is granted. The petition for a writ of certiorari is granted limited to the question presented by the Solicitor General in his brief for the United

States as *amicus curiae*.

00-9280 KELLY, WILLIAM A. V. SOUTH CAROLINA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted.

**CERTIORARI DENIED**

99-7760 PURTUE, MICHAEL V. GALAZA, WARDEN, ET AL.

00-720 CHUBB & SON, INC. V. ASIANA AIRLINES

00-1332 NRA, ET AL. vs. ASHCROFT, ATT'Y GEN.

00-1472 COWAN, WARDEN V. WILKINSON, MARK

00-1473 GOLDSTEIN, ARTHUR, ET AL. vs. CHAO, SEC. OF LABOR

00-1484 NISSAN MOTOR ACCEPTANCE CORP V. APPLEBAUM, LEONARD

00-1489 MOTOR CARGO, INC. V. ROBERTSON, THOMAS

00-1541 LI SECOND FAMILY LTD., ETC. vs. TOSHIBA CORP., ET AL.

00-1573 MITCHELL, ALEX P. vs. N.Y. BLOOD CENTER, ET AL.

00-1578 TEXAS V. REYES, RAUL

00-1608 MOUNTAINEER COAL DEV. CO. V. RADEC, INC.

00-1609 TEXAS, ET AL. V. HOPWOOD, CHERYL J., ET AL.

00-1610 TAUNT, CHARLES J. V. GEN. RETIREMENT SYS., ETC.

00-1620 FARRELL LINES, INC. V. DINO, JOSEPH, ET AL.

00-1623 FORBES, DAVID S., ET AL. V. EAGLESON, R. ALAN, ET AL.

00-1626 INDUSTRIVARDEN SERVICE AB V. CLUNE, CAROL, ET AL.

00-1628 NEBRASKA, ETC. V. UNITED STATES, ET AL.

00-1630 KANTH, RAJANI V. KANTH, CORY

00-1631 KINAM GOLD, INC., ET AL. V. LETTES, MARK

00-1632 JERICICH, GEORGE V. PETRALIA, JAMES

00-1635 YORK, W. B. vs. WRATHER, DERONN, ET AL.  
 00-1641 AETNA U.S. HEALTHCARE V. LAZORKO, JONATHAN, ETC.  
 00-1644 LANGFELDT, ALVIN F., ET UX. vs. GENESIS MEDICAL CENTER  
 00-1650 SIMON, STEPHEN V. QUAKER OATS EMPLOYEE BENEFIT  
 00-1652 JORDAN, WILLIAM O. vs. ZORC, FRANK L.  
 00-1654 SPARKS, KEVIN V. CASH AMERICA INT'L, ET AL.  
 00-1658 LAPERTOSA, DEBBIE A. V. MARQUETTE UNIVERSITY  
 00-1662 NELSON, JOHN WALTER V. COLORADO  
 00-1665 WEHBY, JOHN V. WARD, ANTHONY, ET UX.  
 00-1675 KILGORE, C. C., ET AL. vs. BLACK STONE OIL CO., ET AL.  
 00-1676 MASSANOVA, FRED, ET AL. V. UNITED STATES  
 00-1679 SVEC, JAMES F. V. MORIARTY, THOMAS J.  
 00-1681 WOLFE, RONALD N. V. UNITED STATES  
 00-1696 SL SERVICE, INC., ET AL. V. UNITED STATES  
 00-1698 GRACEBA TOTAL COMMUNICATIONS V. FCC, ET AL.  
 00-1721 CHAIN, JEFFREY, ETC. V. TROPODYNE CORP.  
 00-1734 KALAMA CHEMICAL, INC. V. WASHINGTON  
 00-1736 TITTJUNG, ANTON V. UNITED STATES  
 00-1756 HAMILTON, WILLIAM W. V. UNITED STATES  
 00-5778 EVANS, MARLON D. V. GALAZA, WARDEN, ET AL.  
 00-7339 WILSON, WILLIE R. V. JOHNSON, DIR., TX DCJ  
 00-7803 JEFFUS, EDWARD D. V. SIVLEY, WARDEN  
 00-8097 COUNCE, KENNETH I. V. JOHNSON, DIR., TX DCJ  
 00-8546 BURLESON, JOE F. V. JOHNSON, DIR., TX DCJ  
 00-8617 MERCED-NIEVES, WALTER V. UNITED STATES  
 00-8624 KHAN, SABAZ A. V. UNITED STATES  
 00-8702 SIMPSON, RASHEED V. PENNSYLVANIA

00-8951 ANGLE, RALPH W. V. UNITED STATES  
00-8995 MORALES, EDGARDO Q. V. UNITED STATES  
00-9053 ALLEN, DARRIAN D. V. UNITED STATES  
00-9075 ONWUASOANYA, ADIELE C. V. UNITED STATES  
00-9076 PRUITT, STANLEY V. UNITED STATES  
00-9141 WHITE, DELVIN V. NEW HAMPSHIRE  
00-9433 CONNER, JOHN W. V. HEAD, WARDEN  
00-9494 LEE, IN HO V. HICKMAN, WARDEN, ET AL.  
00-9502 BESS, JAMES E. V. ROE, WARDEN  
00-9504 HINOJOSA, HUMBERTO V. MAYER, CHRISTIAN P., ET AL.  
00-9506 HIGH, GEORGE W., ET UX. V. MORRISON, WILLIAM A., ET AL.  
00-9512 GONZALES, CRAIG L. V. MEYERS, SUPT., ROCKVIEW  
00-9515 PRADO, ANTHONY V. JOHNSON, DIR., TX DCJ  
00-9520 WHISENANT, STEVEN C. V. ANGELONE, DIR., VA DOC  
00-9521 THOMPSON, MICHAEL L. V. MOORE, SEC., FL DOC, ET AL.  
00-9522 HIGGASON, JAMES H. V. FINNAN, ALAN, ET AL.  
00-9523 HOSS, WILLIAM V. JACKSON, WARDEN  
00-9531 FRENCH, CHARLES A. V. HUBBARD, WARDEN  
00-9536 HUMPHREY, COYALITA V. RAY, WARDEN, ET AL.  
00-9538 GARDNER, ANTHONY V. GREINER, SUPT., SING SING  
00-9540 GAINES, J. B. vs. CARROLL, MS., ET AL.  
00-9541 HANDY, REGINALD J. V. TEXAS  
00-9542 HARRISON, WILLIE J. V. HODGES, GOV. OF SC, ET AL.  
00-9547 SCHEIB, CAROLE L. V. MELLON BANK, ET AL.  
00-9552 RAMSEY, FRANK V. BOOKER, SUPT., MS  
00-9558 WALKER, JACK D. V. GIBSON, WARDEN  
00-9562 C.C. AND S.C. vs. MISSOURI

00-9565 SALAZAR, ERNESTO V. JOHNSON, DIR., TX DCJ  
00-9566 GIUCHICI, MICHAEL A. V. PITCHER, WARDEN  
00-9569 HICKS, TRACY V. JOHNSON, DIR., TX DCJ  
00-9570 HANSFORD, LESTER CHARLES J. V. JOHNSON, DIR., TX DCJ  
00-9571 HARVEY, EDDIE J. V. SOUTH CAROLINA, ET AL.  
00-9572 DAVIS, JAMELL V. LUEBBERS, SUPT., POTOSI  
00-9573 GARCIA, ALBERT V. CAREY, WARDEN  
00-9574 HOLLEY, GARFIELD W. V. BAKER, D., ET AL.  
00-9576 IN RE PAUL MICEK  
00-9578 LUKEHART, ANDREW V. FLORIDA  
00-9579 LEGARDY, RONALD E. V. ROE, WARDEN  
00-9583 BAYOUD, PHILIP S. V. MIMS, JEFFREY H., ET AL.  
00-9585 MAGOON, MICHAEL A. vs. TX DCJ, ET AL.  
00-9591 MACOM, JOE W. V. WASHINGTON  
00-9594 VALECK, GLEN A. V. BOCK, WARDEN  
00-9603 WILLIAMS, HOWARD V. LARSON, WARDEN, ET AL.  
00-9612 BAILEY, TERRANCE V. KALAMAZOO, MI  
00-9613 BLACKWELL, PANSY V. HOHN, JIM  
00-9614 MAHARAJ, KRISHNA V. FLORIDA  
00-9625 SANDERS, TOMMY E. V. TEXAS  
00-9626 SUROVIK, MICHAEL D. V. JOHNSON, DIR., TX DCJ  
00-9627 LOFTEN, JAMES E. V. TEXAS  
00-9631 WHITE, JAMES B. V. UTAH, ET AL.  
00-9668 SMITH, KENNETH V. SAFFLE, DIR., OK DOC, ET AL.  
00-9669 ESPOSITO, JOHN A. V. GEORGIA  
00-9676 JEFFERSON, ANTHONY D. V. SMALLS, LARRY  
00-9682 CARTER, BOBBY D. V. TEXAS

00-9693 LOFLEY, EDWARD B. V. MOORE, SEC., FL DOC, ET AL.  
 00-9712 HENDERSON, RODNEY W. V. LOCKYER, ATT'Y GEN. OF CA  
 00-9728 JOHNSON, JOSEPH R. V. ANGELONE, DIR., VA DOC  
 00-9729 JOHNSON, JOSEPH R. V. ANGELONE, DIR., VA DOC  
 00-9754 TROBAUGH, CHARLES A. V. SONDAG, PATRICK A.  
 00-9772 ACKLIN, NICHOLAS B. V. ALABAMA  
 00-9782 KING, JAMES, ET AL. V. LOUISIANA  
 00-9791 MYHAND, DARRIEL V. FLORIDA  
 00-9811 HARRIS, COBY L. V. CAIN, WARDEN  
 00-9854 WALSH, JAMES D. V. UNITED STATES  
 00-9865 BUTLER, DONNELL W. V. UNITED STATES  
 00-9871 BAILEY, CLARK A. V. MINNESOTA  
 00-9936 JOHNSON, JOHN A. V. MITCHELL, WARDEN  
 00-9942 WHITE, CLIFTON A. V. LEE, WARDEN  
 00-9955 EDUARDO R. vs. WISCONSIN  
 00-9968 SARGENT, JACK L. V. UNITED STATES  
 00-9974 OLIVIERI, WILLIAM E. V. LOUISIANA  
 00-9975 PAYNE, HILTON B. V. UNITED STATES  
 00-9983 PADRON, MARGARITO V. UNITED STATES  
 00-9992 SANCHEZ-BARILLA, ESTEBAN R. V. UNITED STATES  
 00-9998 LUCAS, LOSARDO V. WELBORN, WARDEN  
 00-10014 MIKELL, SONNY V. UNITED STATES  
 00-10019 SANCHEZ, EDWIN V. UNITED STATES  
 00-10020 ARNOLD, CELESTE S., ET VIR V. UNITED STATES  
 00-10021 NUNNALLY, MARK V. UNITED STATES  
 00-10023 McMILLAN, JOHN V. WALKER, SUPT., AUBURN  
 00-10024 BELANGER, BART V. UNITED STATES



00-10026 BOYD, CALVIN M. V. UNITED STATES  
00-10027 McKINNEY, CLINTON E. V. UNITED STATES  
00-10028 ROGERS, CARL V. BRILEY, WARDEN  
00-10030 MARTINEZ-JUAREZ, ALBERTO V. UNITED STATES  
00-10031 ESTRADA-GARCIA, JOSE, ET AL. V. UNITED STATES  
00-10034 CADE, DOUGLAS K. V. UNITED STATES  
00-10035 KREBS, ALLAN R. V. UNITED STATES  
00-10038 OLIVA, EDWIN V. UNITED STATES  
00-10040 CORTEZ, RAUL V. UNITED STATES  
00-10041 CLAIBORNE, BEVERLY A. V. UNITED STATES  
00-10042 ROCHA-MENDOZA, ALEJANDRO V. UNITED STATES  
00-10043 REGALADO-FLORES, JAVIER V. UNITED STATES  
00-10044 BALBI-BOBADILLA, CARLOS V. UNITED STATES  
00-10045 PALMISANO, JOSEPH V. UNITED STATES  
00-10048 TAYLOR, CHARLIE P. V. UNITED STATES  
00-10064 LANHAM, VINCENT V. UNITED STATES  
00-10067 ARBALLO-MARQUEZ, JESUS V. UNITED STATES  
00-10068 KEITH,DALE Z. V. UNITED STATES  
00-10069 PENA, JOEL V. UNITED STATES  
00-10073 GUZMAN, CHRISTIAN V. UNITED STATES  
00-10075 MORGAN, KOREEN V. UNITED STATES  
00-10076 SOTO-RIVAS, MANUEL V. UNITED STATES  
00-10081 GARDNER, BRUCE A. V. UNITED STATES  
00-10086 HERNANDEZ-BENAVIDEZ, JOSE V. UNITED STATES  
00-10087 HANON, TEHRA V. UNITED STATES  
00-10088 GAY, DOUGLAS C. V. UNITED STATES  
00-10091 ARNOLDI, JEROME E. V. STEWART, DIR., AZ DOC

00-10101 CHARLES, ANDY V. UNITED STATES  
00-10103 DOWDY, WAYNE T. V. UNITED STATES  
00-10107 SIMMONS, JULLIAN L. V. UNITED STATES  
00-10108 STARNES, RICHARD R. V. UNITED STATES  
00-10109 MOTINA-GARCIA, JAVIER V. UNITED STATES  
00-10110 MENDOZA-HERNANDEZ, CESAR V. UNITED STATES  
00-10112 KINSEY, WILLIAM A. V. UNITED STATES  
00-10113 MAYA-FLORES, JOSE A. V. UNITED STATES  
00-10114 LOREDO, ROBERT L. V. UNITED STATES  
00-10115 LABRADO-ALVAREZ, ADRIAN D. V. UNITED STATES  
00-10116 CONSOLVO, CARL D. V. UNITED STATES  
00-10117 MILLIGAN, ROBERT RICHARD V. UNITED STATES  
00-10119 SIDDIQUI, MOHAMED V. UNITED STATES  
00-10122 RIOS-PENA, ARTURO V. UNITED STATES  
00-10124 SIMMONS, JOHN V. UNITED STATES  
00-10129 STEPHENSON, RAYMOND R. V. UNITED STATES  
00-10130 LOVE, REX V. UNITED STATES  
00-10137 CASTILLO, JESUS V. UNITED STATES  
00-10141 ROGERS, LUCIUS V. UNITED STATES  
00-10143 VALENCIA-MERAZ, JUAN V. UNITED STATES  
00-10150 LUNA-RODRIGUEZ, SAUL V. UNITED STATES  
00-10151 SCHAEFER, BRIAN V. UNITED STATES  
00-10155 BUTLER, RODERICK V. UNITED STATES  
00-10159 MAXWELL, CLIVE A. V. UNITED STATES  
00-10161 KEELING, DON A. V. UNITED STATES  
00-10162 MAYS, TERESA V. UNITED STATES  
00-10168 ZANUDO-AMADO, JORGE V. UNITED STATES

00-10183 POWERS, MICHAEL J. V. WINGARD, WARDEN

00-10188 BLACK, ROBERT V. BRIGANO, WARDEN

The petitions for writs of certiorari are denied.

00-1438 REYNOLDS, JOHNNY, ET AL. V. ROBERTS, G. M., DIR., AL DOT

The motion of National Bar Association for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

00-1464 PHELPS DODGE CORP., ET AL. V. UNITED STATES, ET AL.

The motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

00-1509 CAMBRA, WARDEN V. ANTHONY, MICHAEL

00-1607 PARKER, WARDEN V. GALL, EUGENE W.

The motions of respondents for leave to proceed *in forma pauperis* are granted. The petitions for writs of certiorari are denied.

00-1636 TEN EYCK, MICHAEL, ET AL. V. LEATHER, JOHN

The motion of New York State Sheriffs' Association Institute, Inc., et al., for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

00-1663 PENK, PAGE V. CLINTON, FORMER PRES.

The petition for a writ of certiorari before judgment is denied.

00-9528 HAMILTON, PAUL C. V. GARCIA, WARDEN

00-10065 ANDERSON, GLENN F. V. UNITED STATES

The motions of petitioners for leave to proceed *in*

*forma pauperis* are denied, and the petitions for writs of certiorari are dismissed. See Rule 39.8.

00-9592 SAUNDERS, ROBERT V. KEARNEY, WARDEN, ET AL.

The motion of petitioner for leave to proceed *in forma pauperis* is denied, and the petition for a writ of certiorari is dismissed. See Rule 39.8. As the petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). Justice Stevens dissents. See *id.*, at 4, and cases cited therein.

#### **HABEAS CORPUS DENIED**

00-10273 IN RE SCOTT DAVID JOHNSON

The petition for a writ of habeas corpus is denied.

#### **MANDAMUS DENIED**

00-9586 IN RE ALABA O. AWOFOLU

00-10093 IN RE GENE E. DUDLEY

The petitions for writs of mandamus are denied.

#### **REHEARINGS DENIED**

00-1555 IN RE THOMAS RETTIG

00-5522 WHITE, EMANUEL V. UNITED STATES

00-8585 SIMPKINS, EDWARD J. V. FANNIE MAE, ET AL.  
00-8625 BROOKS-BEY, TROY L. V. KUPEC, WARDEN, ET AL.  
00-8741 SKOLNICK, SHERMAN H., ET AL. V. ILLINOIS, ET AL.  
00-8794 PITTS, GERALD V. GEORGIA  
00-8797 MULDROW, ANGELO V. LAKE CTY POLICE DEPT., ET AL  
00-8812 IN RE EMANUEL WHITE  
00-8980 DAVIS, THEODORE V. MOORE, SEC., FL DOC, ET AL.  
00-8988 SECOR, MARVIN L. V. INDIANA DEPT. OF REVENUE  
00-9188 LEVINE, ROBERT M. V. UNITED STATES  
00-9315 SINDRAM, MICHAEL V. UNITED STATES

The petitions for rehearing are denied.

#### **RECESS ORDER**

The Court will take a recess from today  
until Thursday, June 28, 2001.